

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, JULY 15, 1985

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 2:09 p.m. The meeting was adjourned by Mayor Hedgecock at 4:54 p.m. into Closed Session on Tuesday, July 16, 1985, at 9:30 a.m. in the twelfth floor conference room to discuss pending litigation matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) vacant
- (8) Council Member Martinez-present
- Clerk-Abdelnour (mp)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Hedgecock-present
- (1) Council Member Mitchell-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) vacant
- (8) Council Member Martinez-present

ITEM-10: INVOCATION

Invocation was given by Reverend Ginny Wheeler of St. Mark's United Methodist Church in Clairemont.

FILE: MINUTES

Jul-15-1985

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Jones.

FILE: MINUTES

ITEM-30: APPROVED MINUTES

Approval of Council Minutes for the Meetings of:

06/24/85 P.M.

06/25/85 A.M. and P.M.

07/01/85 P.M.

07/02/85 A.M. and P.M.

FILE: MINUTES

COUNCIL ACTION: (Tape location: A035-038.)

MOTION BY GOTCH TO APPROVE. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-50: (O-85-197) ADOPTED AS ORDINANCE O-16462 (New Series)

Incorporating Lot 1, Hammond Subdivision, Map-4207 (approximately 1.45 acres), located at 605 Hotel Circle South, into Zone CR and CR (portion HR). (Case-83-0787. Mission Valley Community Area. District-5. Introduced on 7/2/85. Council voted 7-0. District 2 not present. District 7 - vacant.)

FILE: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: D098-106.)

CONSENT MOTION BY MCCOLL TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-51: (O-85-213) ADOPTED AS ORDINANCE O-16463 (New Series)

Rezoning a portion of Lot 70 and a portion of Lot C, Rancho Mission, CC-15191 (approximately 40.89 acres), located 16,000 feet northwest of Mission Gorge Road between Jackson and Princess View Drives, into Zone A-1-10, pending annexation to the City of San Diego.

(Case-85-0280. Navajo Community Area. District-7.  
Introduced on 7/2/85. Council voted 8-0. District 7 -  
Vacant.)

FILE: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: D098-106.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea,  
Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea,  
District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-52: (O-85-207) ADOPTED AS ORDINANCE O-16464 (New  
Series)

Amending Chapter X, Article 1, Division 4, of the San Diego  
Municipal Code, to limit the height of buildings and  
structures within a portion of the Uptown area (Mission  
Hills) to 30 feet.

(District-2. Introduced on 7/2/85. Council voted 8-0.  
District 7 - Vacant.)

FILE: LAND Uptown Community Plan

COUNCIL ACTION: (Tape location: D098-106.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Jones. Passed by the following vote: Mitchell-yea,  
Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea,  
District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-100: (R-85-2488) ADOPTED AS RESOLUTION R-263666

Awarding ten contracts for rental of construction  
equipment on an hourly, daily, weekly, or monthly basis,  
as required for a period of one year beginning August 1,  
1985 through July 31, 1986, for an estimated cost of  
\$404,405.01, including tax and terms as follows:  
(BID-6470)

1. San Diego Equipment Rentals, Inc. - Item 1, backhoe  
without operator; Item 4, backhoe with operator;  
Item 5, backhoe without operator; Item 7, loader  
without operator; Item 8, loader with operator; Item  
10, loader with operator; Item 11, loader with  
operator; Item 23, dozer with operator; Item 24,  
dozer without operator.
2. Horizons Construction - Item 2, backhoe with  
operator.
3. Al's 690 - Item 3, backhoe with operator.
4. BJ's Rental Store - Item 9, skiploader without

- operator; Item 32, trencher without operator.
5. Hawthorne Rent It Service - Item 12, forklift without operator.
  6. C & M Crane Rental Inc. - Item 13, hydrocrane with operator; Item 14, hydrocrane with operator; Item 15, five-ton hydrocrane with operator; Item 16, 15-ton hydrocrane with operator; Item 18, 30-ton hydrocrane or equal with operator.
  7. Cabrillo Crane & Rigging Corporation - Item 17, 80-ton hydrocrane with operator; Item 19, 45-ton hydrocrane or equal with operator.
  8. Rutledge Gradalls - Item 20, gradall G880 with operator; Item 21, gradall G100 with operator.
  9. Ken Wilson Grading Co. - Item 22, dozer with operator.
  10. Hartley Equipment Co. - Item 30, water truck with operator.

FILE: MEET

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-101: (R-85-2489) TRAILED TO TUESDAY, JULY 16, 1985, P.M.

Inviting bids for the construction of the Boys' Club of Encanto - Gymnasium on Work Order No. 118282; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of \$120,000 from Trust Fund 63021 to supplement \$519,700 previously authorized by Resolution R-260626, adopted on May 7, 1984, for the purpose of providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; authorizing the City Manager to execute a first amendment with the Boys' Club of San Diego, Inc. for the purpose of constructing a gymnasium facility. (BID-6560)

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: This CDBG Project will provide a gymnasium adjacent to the existing Boys' Club Facility at 6785 Imperial Avenue. The site is easterly of the Encanto Neighborhood Park, and is currently leased to the Boys' Club by

the City for this purpose. This gymnasium will expand the present youth activities and provide a facility that will be available for numerous community uses. The Boys' Club is contributing \$120,000, plus architectural services required for the project, and will construct and maintain the required flood control channel through a portion of the park area. The first amendment to the agreement allows the Boys' Club to use unencumbered project funds for construction of a locker room/toilet facility. This project is consistent with the Southeast San Diego Community Plan, and is in accordance with the City's General Plan Guidelines.

Aud. Cert. 86045.

FILE: W.O. 118282 CONTFY86-1

COUNCIL ACTION: (Tape location: D125-135.)

MOTION BY JONES TO TRAIL TO TUESDAY AFTERNOON. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-102: CONTINUED TO JULY 22, 1985

Three actions relative to the final subdivision map of Skyline Park, an 8-lot subdivision located southwesterly of Skyline Drive and Woodman Street:  
(South Bay Terraces Community Area. District-4.)

Subitem-A: (R-85-2581)

Authorizing the execution of an agreement with Security National, Ltd., for the installation and completion of public improvements.

Subitem-B: (R-85-2580)

Approving the final map.

Subitem-C: (R-85-2579)

Vacating the City's interest in unneeded drainage, sewer and slope easements affecting a portion of Lot 20 of Encanto, Map-749, together with a portion of Denver Avenue closed to public use.

FILE:

Subitems-A & -B - SUBD Skyline Park;

Subitem-C - DEED F-2906 CONTFY86-1

DEEDFY86-1

COUNCIL ACTION: (Tape location: D112-124.)

MOTION BY JONES TO CONTINUE FOR ONE WEEK AT HIS REQUEST FOR FURTHER REVIEW WITH PLANNING DEPARTMENT DIRECTOR. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-103: CONTINUED TO JULY 22, 1985

Two actions relative to the final subdivision map of Ventana La Jolla, a 43-lot subdivision located northerly of Fanuel Street and Turquoise Street:  
(La Jolla Community Area. District-1.)

Subitem-A: (R-85-2578)

Approving the final map.

Subitem-B: (R-85-2577)

Acceptance by the City Manager of an open space easement and a general utility easement on the final subdivision map of Ventana La Jolla; quitclaim deed, quitclaiming to La Jolla Alta all the City's right, title and interest in the easements for open space and general utility purposes in Lot 31, La Jolla Alta P.R.D. Unit No. 11.

FILE:

Subitem-A - SUBD Ventana La Jolla;

Subitem-B

- DEED F-2907 DEEDFY86-2

COUNCIL ACTION: (Tape location: D136-143.)

MOTION BY GOTCH TO CONTINUE FOR ONE WEEK AT HIS REQUEST FOR FURTHER REVIEW. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-104: (R-85-2548) ADOPTED AS RESOLUTION R-263667

Resolution of Intention to reduce to zero the taxes levied under the La Jolla Improvement Area, Ordinance O-12486 (New Series); setting the date and time of a public hearing.  
(See City Manager Report CMR-85-345.)

FILE: STRT L-2

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-105: (R-86-5) ADOPTED AS RESOLUTION R-263668

Resolution declaring the intention of the City Council to vacate Kettner Boulevard and a portion of Pringle Street adjacent to Lots 4 through 6, Block 190, of Middletown Map-4134-R, under the provisions of the Public Streets, Highways, and Service Easements Vacation Law, and fixing time and place for hearing thereof.

(Uptown Community Area. District-2.)

FILE: STRT J-2559

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-106: (R-86-6) ADOPTED AS RESOLUTION R-263669

Vacating Cottonwood Road, adjacent to Lots A44, A52, and A53 and a portion of National City and Otay Railroad right-of-way vacated and Landers Road closed and vacated in Little Landers Subdivision of San Ysidro, Map-1174, under the procedure for the summary vacation of streets where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring the easement reserved herein is in, under, over, upon, along and across that portion of Cottonwood Road; declaring that this resolution shall not become effective unless and until Parcel Maps TM-82-0513 and TM-84-0905 have been approved by the City Engineer; in the event the the final maps are not

approved by March 10, 1989, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(San Ysidro Community Area. District-8.)

CITY MANAGER REPORT: The portion of Cottonwood Road being vacated is located between I-5 and San Ysidro Boulevard. The adjacent property owners have requested the vacation in order to incorporate the right-of-way with their respective adjacent properties for future development. The City has a fee interest in a portion of Cottonwood Road and the sale of the City's interest is a companion docket item. The construction of I-5 truncated Cottonwood Road, creating a street stub and thereby precluding its use for traffic circulation. Cottonwood Road is partially improved with deteriorated concrete pavement and contains several public utilities for which a general utility easement is being reserved. Staff has concluded that the right-of-way to be vacated is no longer needed for present or prospective public use and can be summarily vacated conditioned upon the approval of Parcel Maps TM-82-0513 and TM-84-0905. This application has been processed in accordance with Council Policy 600-15.

NOTE: See Item 107.

FILE: STRT J-2558 DEED F-2908 DEEDFY86-1

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-107: (R-85-2572) ADOPTED AS RESOLUTION R-263670

Authorizing the sale by negotiation of a portion of Cottonwood Road, affecting 0.128 acres located at the southeasterly corner of San Ysidro Boulevard and Cottonwood Road, for the sum of \$25,625 to San Ysidro Investment Company; authorizing the Mayor and City Clerk to execute a grant deed, granting to San Ysidro Investment Company all that portion of Cottonwood Road; declaring that no broker's commission shall be paid by the City on said negotiated sale.

(Nestor Community Area. District-8.)

CITY MANAGER REPORT: The subject parcel, located at the southeasterly corner of San Ysidro Boulevard and Cottonwood Road, and bounded on the south by Interstate 5, was relinquished



to the City by the State of California for street use in connection with the construction of Interstate 5. The City's fee-owned right-of-way is involved in a street vacation of Cottonwood Road, and it is proposed that the City's interest be sold to the adjacent owner. The property is irregular in shape, zoned R-4, and consists of 0.128 acres. The parcel was appraised for \$25,625 on May 7, 1985 by staff appraisal. Highest and best use would be as joinder to the adjacent 1.26-acre tract to the east, owned by San Ysidro Investment Company. San Ysidro Investment Company wishes to purchase the site and include the City property within their parcel map. A general utility easement containing 0.059-acre is to be reserved. Approval of the sale of the City-owned property concurrent with a street vacation will be conditioned upon the recordation of the parcel map.

NOTE: See Item 106.

FILE: DEED F-2909 DEEDFY86-1

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-108: (R-85-2576) ADOPTED AS RESOLUTION R-263671

Authorizing the expenditure of an amount not to exceed \$31,500 from CDBG Fund 18520, Department 5810, Organization 1001 for the purpose of providing funds for an audit of the CDBG Program, as permitted under Section Six, Supplemental Annual Services, of the current agreement with Peat, Marwick, Mitchell and Company (Document No. 257011-6) for the annual independent financial audit of the City.

CITY MANAGER REPORT: Last October, the Federal Single Audit Act of 1984 (P.L. 98-502) was signed into law. It provided for incorporating the separate audits of individual Federal Financial Assistance Programs into the one regular annual independent financial and compliance audit. The City is subject to the Single Audit law and with this action will begin a process to incorporate all audits required under the Act into the City's regular annual audit. This will generally occur as the contracts for the present separate audits expire or as new requirements occur. At this time, the City of San Diego is initiating the Single Audit in Fiscal Year 1985 only for those Federal programs which are known to require an audit at June 30, 1985: The Federal Revenue Sharing Program, and the Community

Development Block Grant Program. On August 16, 1982 the City entered into a five year agreement (Doc. No. 257011-2) to perform the Annual Independent Financial Audit of the City and also the Annual Revenue Compliance Audit which was required at that time. Section Six of the audit agreement allows for negotiating for supplemental services due to originally unforeseen conditions requiring more extensive examination. Aud. Cert. 859174.

FILE: MEET

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-109: (R-85-2568) ADOPTED AS RESOLUTION R-263672

Declaring Calgary Drive, between Genesee Avenue and Calgary Avenue, to be a one-way street westbound; authorizing the installation of the necessary signs and markings; declaring that the regulations imposed shall become effective upon the installation of such signs.

(University City Community Area. District-1.)

CITY MANAGER REPORT: On December 17, 1984, the City Council adopted a resolution approving Tentative Map TM-84-0314 for the University Garden Apartments on Genesee Avenue in University City. As a result of continuing concerns of residents in the neighborhood immediately east of the project, the Council heard further information on January 14, 1985. Subsequently, residents served by Calgary Drive have submitted a petition requesting that Calgary Drive, a one-block long collector street between Genesee Avenue and Calgary Avenue, be changed from two-way operation to a one-way street, westbound. The petition has been verified as being signed by 139 out of 180 owners (77 percent). Staff has no objection to the proposed one-way operation. In a related action, the developer of the University Garden Apartments will be required to close the median of Genesee Avenue at Calgary Drive as part of the public improvements for the project if the one-way request is approved.

FILE: MEET

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-110: (R-86-12) ADOPTED AS RESOLUTION R-263673

Authorizing the execution of an agreement with the County of San Diego to operate the Food Bank Project as recommended by the City Council on June 25, 1985; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$75,000 from CDBG Fund 18520, Department 5821, Organization 2101 (Contingencies) to Fund 18520, Department 5814, Organization 1412 (Social Service Project - Food Bank); authorizing the expenditure of an amount not to exceed \$75,000 from Fund 18520, Department 5814, Organization 1412 (Social Service Project - Food Bank), for the purpose of providing funds for the above program.

CITY MANAGER REPORT: On June 25, 1985 the City Council recommended that \$75,000 be allocated from Community Development Block Grant (CDBG) funds to operate the Food Bank Project under the aegis of Neighborhood House Association, Inc. The County of San Diego presently contracts with Neighborhood House to provide food bank type services on a County wide basis. It is therefore recommended that the County administer and monitor this City oriented project. The period of performance for this project will be August 1, 1985 through June 30, 1986.

Aud. Cert. 86070.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-111: (R-85-2558) ADOPTED AS RESOLUTION R-263674

Authorizing the execution of an agreement with the County of San Diego for services as Local Enforcement Agency for solid waste handling and disposal matters.

CITY MANAGER REPORT: Assembly Bill 2439, pursuant to the Solid Waste Control Act of 1976, requires the City of San Diego to designate a Local Enforcement Agency (LEA) to enforce the standards for solid waste handling and disposal, for the protection of air, water and land from pollution and nuisance and for the protection of public health. Pursuant to that direction, the City has previously designated the California Waste Management Board (C.W.M.B.) as our LEA and maintained a contractual relationship with them to pay for such services.

Recently, the County Department of Health Services has indicated a desire to assume the LEA function and stated that they have the expertise and personnel necessary to fulfill the commitment. The C.W.M.B. has indicated to the City that they endorse the designation of a local agency to fulfill this obligation as that is the general policy of their Board. They also have recently notified the County Health Department that their enforcement program meets C.W.M.B. criteria. Consequently, the City and the County have worked together to develop a contract agreement for an initial year and options for four subsequent annual renewals. Because the County staff will operate out of local offices much closer than previous State staff, who commuted from Sacramento on monthly intervals, the County has agreed to provide these services at a substantial savings from current contract prices. Aud. Cert. 86036.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-112: (R-86-1) ADOPTED AS RESOLUTION R-263675

Authorizing the execution of an agreement with SANDAG for an Old San Diego Community Parking and Circulation study; authorizing the expenditure of \$11,000 from the Planning Department (065) Fiscal Year 1985 budget for the study. (Old San Diego Community Area. District-2.)

CITY MANAGER REPORT: The Planning Department FY budget programmed funds for the preparation of a traffic study for the Old San Diego Community. This proposal was included in the Department's budget at the direction of the Transportation and Land Use Committee. City staff in conjunction with the Old San Diego Task Force and SANDAG staff developed the proposed Scope of Services. The Engineering and Development Department will serve as liaison with SANDAG with the Planning Director exercising administrative control. The work is estimated to be completed within 180 days after the agreement is finalized. Summary: Execution of this agreement is recommended as a means of impacting the Old San Diego Community Plan and addressing concerns recently raised by the community. Aud. Cert. 859177.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-113: (R-85-2561) ADOPTED AS RESOLUTION R-263676

Authorizing the execution of an agreement with Servomation Duchess, Incorporated, for the purchase and installation of approximately 80 concession stand TV monitors at San Diego Jack Murphy Stadium; authorizing the expenditure of an amount not to exceed \$18,000 from Fund 10330, Program 930, Organization 102, Object Account 4222, Job Order 57610, for providing funds for the above project.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT: For some time, the City, Servomation, and the Stadium's major tenants have been discussing a method by which television monitors could be provided for concession stands at the Stadium so fans would not have to miss any on-field action while purchasing food and beverages. An agreement has been reached with representatives of Servomation, the San Diego Padres and the San Diego Chargers which provides that Servomation provide for the purchase and installation of approximately 80 monitors. Principle provisions of the agreement are:

1. Payment for the provision of the TV monitors will be financed by the City's \$18,000, (approximately 20 percent of the total cost) with the remaining cost paid by Servomation (by separate agreement Servomation and the Chargers and Padres will pay the remaining 80 percent);
2. Servomation shall provide maintenance of the system for 5 years (at an estimated annual cost of \$2,000); and
3. The term of the agreement is 5 years.

The San Diego Stadium Authority Board of Governors unanimously recommended approval of the above arrangement at its regular meeting of February 7, 1985. The action before Council memorializes the City's and Servomation's responsibilities with respect to the provision of the concession stand TV monitors. Aud. Cert. 859181.

FILE: LEAS Servomation Duchess, Inc. LEASFY86-1

COUNCIL ACTION: (Tape location: D243-330.)

MOTION BY MCCOLL TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-114: (R-86-25) ADOPTED AS RESOLUTION R-263677

Authorizing the execution of an agreement with the Western Consortium for Continuing Education for the Health Professions, Inc. to perform a health effects study on aquaculture effluent; authorizing the expenditure of an amount not to exceed \$4,210,290 from Sewer Revenue Fund (41506) for the purpose of providing funds for the above project.

(Mission Valley Community Area. District-5.)

CITY MANAGER REPORT: The City's current Aquaculture Program is attempting to demonstrate the feasibility of recycling municipal wastewater into a potable water source. A key element of this system is an intensive study evaluating the health effects of ingesting reclaimed effluent, the results of which will be utilized by the Health Department in determining the reliability of recycled water. The health effects study includes testing for infectious diseases, chemical agents and disease vectors. Trained scientists will perform sophisticated biological and chemical tests, including highly complex experiments on laboratory animals which drink the water. Pursuant to Council Policy 300-7, Part A.3., the City has negotiated with the Western Consortium for Continuing Education for the Health Professions, Inc. to provide the health effects study. The Western Consortium is a non-profit corporation representing a group of Universities throughout California. By utilizing the staff and resources from these institutions, the Western Consortium has the technical expertise to perform the health effects study and is the sole source for such services. The State Water Resources Control Board, (SWRCB) the Aquaculture facility's Technical Advisory Committee, and City staff reviewed the health effects study requirements and determined the necessary expertise to be unavailable outside the Western Consortium. It is therefore recommended that this agreement be entered into with them to perform the health effects study. In addition, since this is a grant-funded project, the SWRCB in Sacramento has approved a sole source agreement with the Western Consortium.

Aud. Cert. 86069.

WU-U-85-290.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: D331-509.)

MOTION BY STRUIKSMA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant,

Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-115: (R-85-2575) ADOPTED AS RESOLUTION R-263678

Approving Change Order No. 2, dated 5/14/85, issued in connection with the contract with T.B. Penick and Sons, Inc. for the improvement of Logan Heights Block Grant Alley, Street, and Sewer Main Replacements Contract No. 2 amounting to a net increase in the contract price of \$33,664.21 and an extension of time of 18 calendar days; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$28,000 within the Sewer Revenue Fund 41506 from the Unallocated Reserve (70697) to the Sewer Main Replacement Program (70492) Annual Allocation for Main Replacements, CIP-44-001; authorizing the expenditure of an amount not to exceed \$33,664.21 from CIP-44-001, Sewer Revenue Fund 41506 for the purpose of providing funds for the above Change Order and related costs.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: On December 3, 1984 a contract was awarded for the improvement of Logan Heights Block Grant Alley, Street and Sewer Main Replacement which paved dirt alleys and replaced undersized and deteriorating sewer mains. The depth of one of the existing sewer mains to be replaced was far deeper than called for on the design plans. The design depth was based on a straight grade between two sewer manhole bottoms (no As-Builts were available). During construction it was found that the existing sewer strayed from the normal straight line grade, to a sag or vertical curve in order to accommodate house laterals entering at a much lower level than predicted by a straight line grade.

This condition made it necessary for the contractor to follow the vertical alignment of the existing main in order to connect the existing sewer laterals from the contributing residences.

This "extra work" type Change Order will reconcile the amount of time and labor needed to install the sewer main under the circumstances found on the job. This Change Order will result in an increase of \$33,664.21 which is 14 percent of the contract amount of \$247,498.21, and an 18 calendar day extension of time after Change Order approval.

Aud. Cert. 86038.

WU-M-85-291.

FILE: STRT D-2240

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by

the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-116: (R-86-15) ADOPTED AS RESOLUTION R-263679

Authorizing the City Manager to submit an application to the Federal Aviation Agency for grant funds for improvements to the runways at Brown Field; authorizing the City Manager to accept on behalf of the City of San Diego, such grants as may be awarded by the Federal Aviation Administration and apply the same to the improvement of the runways at Brown Field; authorizing the expenditure of funds not to exceed \$54,585, previously authorized by Resolution R-259999, for the runway improvements and matching funds authorized solely and exclusively for the City's matching contribution to any Federal grant awarded for this project; authorizing the City Auditor and Comptroller to transfer excess funds, previously authorized to the Airport Unallocated Reserve fund, upon advice of the administering department.

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT: In 1984, the Airports Division applied to the CalTrans Division of Aeronautics and the Federal Aviation Administration (FAA) for grant funding assistance to construct runway and taxiway improvements at Brown Field. CalTrans subsequently awarded \$188,400 for the project and required \$225,000 local matching funds. The City Council adopted a resolution which authorized acceptance of the State grant funds from CalTrans and encumbrance of the required local match. In June, 1985, the Airports Division received notification from the FAA that Federal funds totaling \$185,000 have been allocated for the same project. The Federal and State agencies have agreed to our proposal that the grants be combined to accomplish the intended improvements.

The scope of work to improve the runway system at Brown Field includes resurfacing the center portion of the main runway, 26/Right, slurry sealing the outer portion of 26/Right and the remainder of the runway/taxiway system, and painting the required runway and taxiway markings. The State and Federal granting agencies have decided to designate use of their respective grant funds for separate projects. The FAA will fund the resurface contract and the CalTrans Division of Aeronautics will fund the slurry seal and paint contract. The project construction cost estimates are as follows:



Resurfacing	Slurry Seal and Painting
\$185,000 Federal Share	\$168,300 State Share
54,585 Local Match	20,415 Local Match
\$239,585	\$188,715

Aud. Cert. 86053.

FILE: MEET

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-200: (O-86-3) INTRODUCED, TO BE ADOPTED JULY 29, 1985

Introduction of an Ordinance authorizing the sale of not to exceed \$39,000,000 aggregate principal amount for Single Family Mortgage Revenue Bonds, 1985 Issue A; authorizing the execution and delivery of an Indenture, Bond Purchase Contract, Origination, Servicing and Administration Agreements, Developer Agreements, Delegation Agreement and Official Statement; adopting rules and regulations and approving other related actions in connection therewith.

(See Housing Commission Report HCR-85-026CC.)

FILE: - -

COUNCIL ACTION: (Tape location: A103-128.

MOTION BY MARTINEZ TO INTRODUCE. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-201: (R-86-49) ADOPTED AS RESOLUTION R-263680

Confirming the appointments, by the Mayor, of the following persons to serve as members of the Small Business Advisory Board:

NAME	CATEGORY	TERM EXPIRES
George P. Chandler, Jr. (Reappointment)	Small Business Administration District Director	July 1, 1987
William S. Vollmer, Jr. (Reappointment)	Greater San Diego Chamber of Commerce	July 1, 1987
Donald H. Erwin (Reappointment)	United Federation of Small Business	July 1, 1987
Richard A. Brady	National Federation of	July 1, 1987

(Reappointment) Independent Business  
Sheila H. Washington Member-at-Large July 1, 1986  
(To replace Albert A.  
Kercheval, who has resigned)  
Elida Chavez Member-at-Large July 1, 1986  
(To replace Tony Thanh  
Nguyen, who has resigned)

FILE: MEET

COUNCIL ACTION: (Tape location: A131-258.)

MOTION BY STRUIKSMA TO ADOPT. Second by Gotch. Passed by the  
following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant,  
Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-S400: (O-85-217) ADOPTED AS ORDINANCE O-16465 (New  
Series)

Setting aside and dedicating portions of Pueblo Lots 1323,  
1324, 1325, 1326, 1330, 1331 and 1333 of the Pueblo Lands  
of San Diego for a public park.  
(Torrey Pines Community Area. District-1. Introduced on  
6/24/85. Council voted 9-0.)

FILE: DEED F-2914 DEEDFY86-1

COUNCIL ACTION: (Tape location: D098-106.)

CONSENT MOTION BY MCCOLL TO DISPENSE WITH THE READING AND ADOPT.  
Second by Jones. Passed by the following vote: Mitchell-yea,  
Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea,  
District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

\* ITEM-S401: (R-85-2584) ADOPTED AS RESOLUTION R-263681

A Resolution approved by the City Council in Closed Session  
on Tuesday, June 18, 1985 by the following vote:  
Mitchell-yea; Cleator-yea; McColl-yea; Jones-yea;  
Struiksma-yea; Gotch-yea; Murphy-yea; Martinez-not present;  
Mayor Hedgecock-yea.  
Authorizing the City Manager to pay the total sum of  
\$1,671,615 in the settlement of each and every claim  
against the City, its agents and employees, resulting from  
flood damage of plaintiffs' properties on Paxton Drive and  
Lauriston Drive (Superior Court Case No. 505845, Michael F.  
and Rae Woolrich, et al. v. City of San Diego, et al.);  
authorizing the City Auditor and Comptroller to issue  
warrant checks in the following amounts in full settlement  
of the lawsuit and all claims: \$1,510,725.75 payable to

Gary S. Elster, Client Trust Account; \$38,698.50 payable to Insurance Co. of North America and Daniel R. Espinosa; \$122,190.75 payable to Hinchy, Witte, Wood, Anderson & Hodges, Client Trust Account; authorizing the City Auditor and Comptroller to accept the check in the amount of \$240,000 from co-defendant Metropolitan Transit Development Board as payment of its and San Diego Trolley, Inc.'s and San Diego and Arizona Eastern Railway Company's portion of the total settlement with plaintiffs.

Aud. Certs. 86089, 86090, 86091.

FILE: MEET

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-S402: (O-85-227) RETURNED TO CITY MANAGER

(Continued from the meeting of July 9, 1985 at Council Member Struiksma's request for the purpose of introducing a new Ordinance which would extend the existing noise curfew Ordinance for 90 days.)

Introduction of an Ordinance amending Chapter VI, Article 8, Division 1, of the San Diego Municipal Code by repealing Section 68.0154 and by adding Sections 68.0155, 68.0156, 68.0157, 68.0158, 68.0159, 68.0160, 68.0161, 68.0162, 68.0163, 68.0164, 68.0165, 68.0166, 68.0167 and 68.0168, relating to Airports, to establish a noise-based curfew, restrictions on nighttime touch and go operations, stop and go operations, and low approaches at Montgomery Field. (See City Manager Report CMR-85-330. Serra Mesa Community Area. District-5.)

FILE: - -

COUNCIL ACTION: (Tape location: A260-286.)

MOTION BY STRUIKSMA TO RETURN TO THE CITY MANAGER. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S403: (O-86-12) INTRODUCED, TO BE ADOPTED JULY 29, 1985

The matter of an Interim Ordinance extending for a period of 90 days Ordinance O-16276, adopted August 21, 1984, imposing a curfew for aircraft landing or departing from

the Montgomery Field Airport between the hours of 11:30 p.m. and 6:30 a.m. daily.  
(Serra Mesa Community Area. District-5.)

FILE: - -

COUNCIL ACTION: (Tape location: A260-286.)

MOTION BY STRUIKSMA TO INTRODUCE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S404: REFERRED TO T&LU COMMITTEE

(Continued from the meetings of June 24, 1985 and July 8, 1985; last continued at Council Member Jones' request.)

The matter of a proposed ballot measure on Growth Management.

(See memorandum from Council Member Jones dated 6/7/85 and Draft Ordinance.)

FILE: MEET

COUNCIL ACTION: (Tape location: A287-B048.)

Motion by Martinez to note and file. No second.

Motion by Struiksma to continue for one week. Second by Jones.

Failed by the following vote: Yeas: 2,3,4,5. Nays: 1,6,8,M.

Not Present: None. District 7-vacant.

MOTION BY JONES TO REFER THE ITEM TO THE T&LU COMMITTEE FOR DISCUSSION AT ITS JULY 17, 1985 MEETING. Second by Martinez.

Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-S405: PLACED ON BALLOT

(Continued from the meeting of July 8, 1985, at Council Member Gotch's request.)

Matter of presenting the City Clerk's Certification of Sufficiency and future Council Action on the Qualified Managed Growth Initiative.

Today's action is to:

- a. Approve the legislative act proposed by the initiative petition or
- b. Reject the act and direct the City Attorney to prepare an Ordinance calling a special election to be consolidated with the regularly scheduled election of November 5, 1985.

CITY CLERK REPORT: On June 12, 1985, San Diegans for

Managed Growth filed with the City Clerk's office an initiative petition regarding land use designation. The petition was examined by a random sampling procedure and was found to contain the valid signatures of over ten percent of the City's registered voters as required by the Charter for direct submission to the voters.

An elector challenged the propriety of the petition and the validity of the sufficiency determination. In a Superior Court action on July 9, 1985 the Court ruled that the petition was in substantial compliance with the Municipal Code. Immediately following the ruling the challenge of sufficiency was withdrawn.

Constraints on Council action have been removed.

Action by Council for Ten Percent Petition is set forth in Municipal Code Section 27.2521:

"If the petition presented to the Council contains the signatures of ten percent or more of the voters, the Council must within ten days approve or reject the legislative act as presented but may not amend it."

Further, Municipal Code Section 27.2522 provides:

If the Council rejects a legislative act proposed by an initiative petition containing the signatures of ten percent or more of the voters or fails to act within the time prescribed, then the Council shall within ten days call a special election at which the act, without alteration, shall be submitted to the people. The special election shall be consolidated with the next election at which the matter can be placed on the ballot and all the voters in the City are entitled to vote."

FILE: MEET

COUNCIL ACTION: (Tape location: B049-C663.)

Motion by Gotch to direct the City Attorney to prepare the correct legislative act. Second by Mayor Hedgecock. Failed by the following vote: Yeas: 6,M. Nays: 2,3,4,5,8. Not Present: 1. District 7-vacant.

MOTION BY GOTCH TO DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE CALLING A SPECIAL ELECTION TO BE CONSOLIDATED WITH THE REGULARLY SCHEDULED ELECTION OF NOVEMBER 5, 1985. Second by McColl. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-S406: (R-86-33) ADOPTED AS RESOLUTION R-263682

Authorizing the execution of an agreement with the Normal Heights Community Development Corporation for specified

park development; authorizing the expenditure of an amount not to exceed \$11,500 from CDBG Fund 18519, Department 5713, Organization 1315 for the purpose of providing funds for the above project.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT: The Normal Heights Community Development Corporation applied for and received \$11,500 from 1983 Community Development Block Grant funds for development of a park at the off ramp from I-15 to Adams Avenue. Because the project is to be administered by the Corporation, it was decided that the Economic Development Division of the property Department would have monitoring responsibility, with Park and Recreation as a clearing authority. The Scope of Services has been refined to focus on development of park sites at Adams Avenue and School Street. The Scope of Services includes:

1. Surveying over 8,500 households in the Normal Heights Community regarding park needs and design criteria;
2. Hiring a landscape architect firm to develop schematic plans for the Adams Avenue park site and conceptual alternatives for the Adams Elementary School site;
3. Ensuring that the schematic plans are approved by the Park and Recreation Board and committees and the San Diego Unified School District; and
4. Coordinating with appropriate staff and the community association. The approved schematic plans for the Adams park site will be used by the Park and Recreation Department to initiate construction drawings and then construction of the park.

FISCAL IMPACT: \$11,500 (1983 CDBG funds).

Fowler/Spotts/BC

Aud. Cert. 86077.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: D200-235.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-S407: (R-86-81) ADOPTED AS RESOLUTION R-263683

Approving the recommendation of the International Affairs Board, dated July 10, 1985, to actively pursue and establish, for and on behalf of the people of the City of San Diego, a Sister City relationship with the City of Yantai, People's Republic of China.

FILE: MEET

COUNCIL ACTION: (Tape location: A039-098.)

MOTION BY MITCHELL TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: (R-86-22) ADOPTED AS RESOLUTION R-263684

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Commending the participants of "Operation California: Mission San Diego" for their humanitarian concerns and efforts to assist those famine victims across the globe by raising funds and airlifting food and medical supplies.

FILE: MEET

COUNCIL ACTION: (Tape location: C658-748.)

MOTION BY GOTCH TO ADOPT. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-2: (R-86-92) ADOPTED AS RESOLUTION R-263685

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Waiving the ten percent of gross ticket sales rent and parking fees to a consortium of organizations who are volunteering and joining together to hold a special event at San Diego Jack Murphy Stadium on or about July 29, 1985, to raise money to assist the victims of the Normal Heights fire.

FILE: MEET

COUNCIL ACTION: (Tape location: D040-095.)

MOTION BY McCOLL TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ITEM-UC-3: (R-86-78) ADOPTED AS RESOLUTION R-263686

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Publicly recognizing and commending Reverend John Worthington for his involvement and outstanding

contributions to the Mira Mesa community and the City of San Diego.

FILE: MEET

COUNCIL ACTION: (Tape location: D510-513.)

MOTION BY STRUIKSMA TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

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ITEM-UC-4: (R-86-118) ADOPTED AS RESOLUTION R-263687

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Cleator from the Public Facilities & Recreation Committee meeting of July 10, 1985, for the purpose of vacation.

FILE: MEET

COUNCIL ACTION: (Tape location: D514-525.)

MOTION BY CLEATOR TO ADOPT. Second by Mayor Hedgecock. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor Hedgecock at 4:54 p.m.

FILE: MINUTES

COUNCIL ACTION: (Tape location: D530).

MOTION BY CLEATOR TO ADJOURN IN HONOR OF THE MEMORY OF DR. SIGISMUND PELLER. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, District 7-vacant, Martinez-not present, Mayor Hedgecock-yea.